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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

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14 ANGEL JAMES MENDEZ,

) CASE NO. C 03 4485 PJH

)

) STIPULATION AND ORDER THEREON  
15 ) EXTENDING THE DEADLINE FOR  
16 ) EXPERT DISCLOSURES AND  
17 ) EXPERT DISCOVERY

)

)

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vs.  
19 COUNTY OF ALAMEDA, a municipal  
corporation; DEPUTY J. RUSSELL;  
20 DEPUTY DEREK MEZA  
DOES 1-100, inclusive,

) Trial Date: 3/27/2006

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Defendants.

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23 THE PARTIES, BY AND THROUGH THEIR ATTORNEYS OF RECORD, DO  
24 HEREBY AGREE AND STIPULATE THAT the deadline for disclosure of  
25 expert witness information pursuant to F.R.C.P. 26, which is  
26 currently set for November 1, 2005, shall be extended to  
27 December 1, 2005 and that the deadline for completion of  
28 STIP. RE EXPERT DISCOVERY C 03 4485 PJH

1 expert depositions shall be extended to January 25, 2006.

2 The parties are requesting this extension of the expert  
3 disclosure and expert deposition cut-off dates due to the  
4 following facts:

5 Both parties have recently completed a large number of  
6 fact witness depositions, including civilian and law  
7 enforcement witness depositions. These depositions will need  
8 to be transcribed and reviewed by counsel as well as by their  
9 respective experts. Fact discovery does not close until  
10 October 14, 2005, and the parties are continuing to endeavor  
11 in a cooperative manner to complete the fact discovery by that  
12 date.

13 Counsel for the parties believe that the proposed  
14 extensions on the deadlines for completion of the expert  
15 discovery will allow them sufficient time to obtain the  
16 deposition transcripts, provide them for review to their  
17 experts and leave time for their respective experts to prepare  
18 their Rule 26 reports and be prepared for their depositions.  
19 The requested extensions are also sufficiently in advance of  
20 the March 27, 2006, trial date and will allow expert discovery  
21 to be completed in a timely manner well in advance of the  
22 trial date.

23 Plaintiff's counsel also request that the Court grant the  
24 requested extension on expert discovery because plaintiff's  
25 lead counsel, James Chanin, has recently experienced some  
26 health problems which necessitate that he undergo a series of  
27 medical tests and procedures in October 2005. Depending on

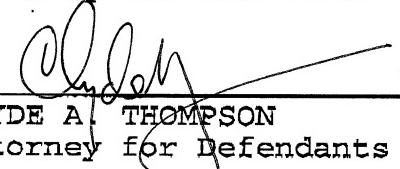
the outcome of these tests, further medical procedures may become necessary. Therefore, plaintiff's counsel believe that the requested extension on the deadlines for completion of expert discovery will help to ensure that the expert discovery will be completed by plaintiff's counsel in a timely manner well before the scheduled trial date in March 2006.

IT IS SO STIPULATED:

Dated: September 28, 2005

  
JAMES B. CHANIN  
Attorney for Plaintiff

Dated: September 28, 2005

  
CLYDE A. THOMPSON  
Attorney for Defendants

PURSUANT TO STIPULATION  
IT IS SO ORDERED:

Dated: October 4, 2005

  
PHYLLIS J. HAMILTON  
JUDGE OF THE UNITED STATES  
DISTRICT COURT